



STATE OF WISCONSIN

Senate Journal

Ninety–Third Regular Session

10:00 A.M.

THURSDAY, March 26, 1998

The Senate met.

The Senate was called to order by Senator Fred Risser.

The roll was called and the following Senators answered to their names:

Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Reverend Willaim W. Wagner of St. John's Evangelical Lutheran Church in Beloit.

The Senate remained standing and Senator Plache led the Senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 532

Relating to: eligibility for Wisconsin works and cash grants and child care for certain participants under Wisconsin works.

By Senator George; cosponsored by Representatives L. Young, Morris–Tatum and Riley.

To committee on **Labor, Transportation and Financial Institutions**.

Senate Bill 533

Relating to: escrowing certain payments to the federal government for the disposal of radioactive waste and making an appropriation.

By Senator Cowles; cosponsored by Representative Duff.

To committee on **Agriculture and Environmental Resources**.

Senate Bill 534

Relating to: strategic energy assessments, certification requirements applicable to certain projects proposed by public utilities, certificates of public convenience and necessity for certain electric generating facilities and high–voltage transmission lines, independent system operator or transmission owner of electric transmission system, certain out–of–state retail electric sales, ownership and operation of wholesale merchant plants, service standards for electric

generation, transmission or distribution facilities, regional transmission planning and granting rule–making authority.

By Senators Welch, Rude and Farrow; cosponsored by Representatives Hoven, Gard, Ott, Plale, Johnsrud and Riley, by request of Governor Tommy G. Thompson.

To committee on **Utility Regulation**.

Senate Bill 535

Relating to: creating an individual income tax subtract modification for severance pay.

By Senators Jauch and Wineke; cosponsored by Representatives Robson, Cullen, Dobyns, Ryba, Staskunas, Bock, Plale, L. Young, Linton, Gronemus, Reynolds, Musser, Morris–Tatum and Plouff.

To joint survey committee on **Tax Exemptions**.

REPORT OF COMMITTEES

The committee on **Agriculture and Environmental Resources** reports and recommends:

Assembly Bill 586

Relating to: requirements concerning metallic mining.

Concurrence.

Ayes, 3 – Senators Clausing, Wirch and A. Lasee.

Noes, 1 – Senator Zien.

Assembly Bill 736

Relating to: various changes to hunting and fishing regulations and granting rule–making authority.

Introduction and adoption of Senate amendment 1.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.

Noes, 0 – None.

Concurrence as amended.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.

Noes, 0 – None.

Assembly Bill 787

Relating to: costs related to investigations regarding weights and measures violations, protection for persons reporting weights and measures violations, providing for business and consumer education and making an appropriation.

Concurrence.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.

Noes, 0 – None.

Assembly Bill 864

Relating to: recodification of fish and game laws.

Concurrence.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.

Noes, 0 – None.

CLARK, FREDERIC A., of Poynette, as a member of the Lower Wisconsin State Riverway Board, to serve for the interim term ending May 1, 2000.

Confirmation.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.
Noes, 0 – None.

GABOWER, VIVIAN, of Mauston, as a member of the Land Information Board, to serve for the interim term ending May 1, 2003.

Confirmation.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.
Noes, 0 – None.

SCHIMMING, BRIAN A., of Fitchburg, as Executive Secretary of the Wisconsin Conservation Corps Board, to serve for the term ending at the pleasure of the Governor.

Confirmation.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.
Noes, 0 – None.

UPHOFF, ROBERT, of Dunn, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2000.

Confirmation.

Ayes, 4 – Senators Clausing, Wirch, A. Lasee and Zien.
Noes, 0 – None.

Alice Clausing
Chairperson

The committee on **Economic Development, Housing and Government Operations** reports and recommends:

Assembly Bill 347

Relating to: public access to records of the identities of final candidates for certain local governmental positions.

Concurrence.

Ayes, 3 – Senators Moore, Plache and Weeden.
Noes, 1 – Senator Fitzgerald.

Senate Bill 520

Relating to: disciplinary procedures for certain local law enforcement officers.

Passage and without recommendation.

Ayes, 2 – Senators Plache and Fitzgerald.
Noes, 2 – Senators Moore and Weeden.

Gwendolynne Moore
Chairperson

The committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs** reports and recommends:

Senate Bill 502

Relating to: lead hazard control, lead-bearing paint hazard reduction, use of oil overcharge funds for lead hazard reduction in dwellings, providing restricted immunity from civil liability to certain property owners, employes and agents, requiring the Wisconsin housing and economic development authority to promote certain loan programs, granting rule-making authority and making appropriations.

Passage.

Ayes, 3 – Senators Moen, Breske and Roessler.
Noes, 2 – Senators Rosenzweig and Fitzgerald.

Rodney Moen
Chairperson

The committee on **Insurance, Tourism and Rural Affairs** reports and recommends:

Senate Bill 510

Relating to: defining employes of fraternal to include retired employes and providing insurance for the spouses and minor children of employes of fraternal.

Passage.

Ayes, 4 – Senators Breske, Jauch, Schultz and Drzewiecki.
Noes, 0 – None.

Roger Breske
Chairperson

The committee on **Judiciary, Campaign Finance Reform and Consumer Affairs** reports and recommends:

Assembly Bill 189

Relating to: exposing a child to harmful descriptions or narrations and providing a penalty.

Concurrence.

Ayes, 4 – Senators Wirch, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Assembly Bill 191

Relating to: granting credit against child or family support.

Concurrence.

Ayes, 4 – Senators Wirch, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Assembly Bill 220

Relating to: prohibiting performance of certain partial-birth abortions and providing a penalty.

Concurrence.

Ayes, 4 – Senators Wirch, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Assembly Bill 292

Relating to: personal liability for razing costs.

Introduction and adoption of Senate amendment 1.

Ayes, 3 – Senators Wirch, Clausing and Huelsman.
Noes, 1 – Senator Drzewiecki.

Concurrence as amended.

Ayes, 4 – Senators Wirch, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Assembly Bill 611

Relating to: liability for damages caused by dogs used to perform law enforcement functions.

Concurrence.

Ayes, 4 – Senators Wirch, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Assembly Bill 742

Relating to: threats to cause bodily harm to a witness or to damage the property of a witness and providing penalties.

Concurrence.

Ayes, 4 – Senators Wirch, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Robert Wirch
Chairperson

The committee on **Labor, Transportation and Financial Institutions** reports and recommends:

Assembly Bill 180

Relating to: eligibility requirements for certain operators of school buses and requiring strobe lights on school buses.

Concurrence.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Assembly Bill 579

Relating to: creating a certified capital company program for companies that make certain types of investments, providing tax credits to persons who make certain investments in certified capital corporations, granting rule-making authority and making an appropriation.

Introduction and adoption of Senate amendment 1.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Concurrence as amended.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Assembly Bill 592

Relating to: exempting vehicles that are used to deliver household goods or pump septic or holding tanks from special or seasonal weight limitations.

Concurrence.

Ayes, 5 – Senators Plache, Decker, Zien, Darling and Farrow.

Noes, 1 – Senator Moore.

Assembly Bill 797

Relating to: investment and lending powers of savings institutions, the location of savings institution offices and the power of boards of directors of savings and loan associations to provide for pension and deferred compensation plans.

Concurrence.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Assembly Bill 830

Relating to: registration requirements for loan originators, mortgage bankers and mortgage brokers, providing an exemption from emergency rule procedures, granting rule-making authority and providing a penalty.

Concurrence.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Assembly Bill 831

Relating to: the regulation of investment advisers and investment adviser representatives, the registration of securities and granting rule-making authority.

Concurrence.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Assembly Bill 832

Relating to: in-state branches of out-of-state banks; examination of state banks and trust company banks by the division of banking; action without a meeting by a bank's board of directors; dividend rights on capital stock; providing an

exemption from emergency rule procedures; and granting rule-making authority.

Concurrence.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Senate Bill 489

Relating to: funding for railroad crossing protection improvements and making an appropriation.

Introduction and adoption of Senate amendment 1.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Plache, Moore, Zien, Darling and Farrow.

Noes, 1 – Senator Decker.

Senate Bill 59

Relating to: classifying state probation and parole officers as protective occupation participants for the purposes of the Wisconsin retirement system.

Passage.

Ayes, 6 – Senators Plache, Moore, Decker, Zien, Darling and Farrow.

Noes, 0 – None.

Kimberly Plache
Chairperson

The committee on **Senate Organization** reports and recommends:

Assembly Joint Resolution 114

Relating to: the life and public service of Bernard Mathiowetz.

Concurrence.

Ayes, 6 – Senators Chvala, Risser, Moen, Ellis, Rude and Farrow.

Noes, 0 – None.

Assembly Joint Resolution 115

Relating to: proclaiming April 22 “Environmental Education Works for Wisconsin!” Day.

Concurrence.

Ayes, 6 – Senators Chvala, Risser, Moen, Ellis, Rude and Farrow.

Noes, 0 – None.

Charles Chvala
Chairperson

The joint survey committee on **Tax Exemptions** reports and recommends:

Senate Bill 372

Relating to: a sales tax and use tax exemption for property used in the maintenance of railroad tracks and rights-of-way.

Recommendation.

The **Joint Survey Committee on Tax Exemptions** finds that **Senate Bill 372** reflects good public policy, and the Committee recommends passage.

Referred to committee on **Economic Development, Housing and Government Operations**.

Senate Bill 501

Relating to: permitting the creation of joint local water authorities and granting rule-making authority.

Recommendation.

The **Joint Survey Committee on Tax Exemptions** finds that **Senate Bill 501** reflects good public policy, and the Committee recommends passage.

Joseph Wineke
Senate Chairperson

The committee on **Utility Regulation** reports and recommends:

Senate Bill 418

Relating to: strategic energy assessments, constraints on electric power transmission, control of certain transmission facilities by an independent system operator, the adequacy of retail electric service supplies, electric generating and transfer capacities, certification requirements applicable to certain projects proposed by public utilities, standards, permits and certificates of public convenience and necessity for certain electric generating facilities and high-voltage transmission lines, certain out-of-state sales of retail electric service, providing an exemption from emergency rule procedures and granting rule-making authority.

Passage.

Ayes, 2 – Senators Moen and Clausung.
Noes, 4 – Senators Shibilski, Rude, Welch and Farrow.

Rodney Moen
Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Ethics Board**

March 24, 1998

The Honorable, The Senate

At the direction of s. 13.685(7), *Wisconsin Statutes*, I am furnishing you with the names of organizations recently registered with the Ethics Board that employ one or more individuals to affect state legislation or administrative rules, and notifying you of changes in the Ethics Board's records of licensed lobbyists and their employers. For each recently registered organization I have included the organization's description of the general area of legislative or administrative action that it attempts to influence and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Organizations recently registered:

Below are the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

Consumers Union of United States Inc

Subject(s): Issues relating to the conversion of non-profit health care entities to for-profit status and issues relating to the community benefits provided by non-profit health care entities.

Bianco, Diana

Finishing Group The

Subject(s): Tax policy and areas related to post-production activities.

Boxer, Barbara K
Pickart, Joseph A.

Hydro-Platers Inc

Subject(s): Tax policy and areas related to post-production activities.

Boxer, Barbara K

Organization's authorization of additional lobbyists:

The following organizations previously registered with the Ethics Board have authorized to act on their behalf these additional licensed lobbyists:

Advantage Capital Management Corporation

Tenuta, James

Termination of lobbying authorizations:

The following individuals are no longer authorized to lobby on behalf of the organizations listed below, as of the dates indicated.

Manufactured Housing Assn, Wisconsin

Slattery, Scott 3/19/98

Time Insurance Company

Dalton, Debbie 3/18/98

Organization's cessation of lobbying activity:

The following organizations previously registered with the Ethics Board as employers of lobbyists have indicated a cessation of all lobbying activity effective on the dates shown.

North American Salt Company 3/23/98

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,

ROTH JUDD
Director

**State of Wisconsin
Joint Legislative Council**

March 24, 1998

The Honorable, The Legislature:

I am pleased to transmit to you the following reports to the 1997 Legislature on legislation introduced by the Joint Legislative Council:

RL 97-9 Legislation on Programs for Persons With Developmental Disabilities (1997 Senate Bill 513 and Assembly Bill 933)

RL 97-10 Legislation on Lead Poisoning Prevention and Control (1997 Senate Bill 502)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of these reports are available at the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at www.legis.state.wi.us/lc/jlcrecs.html.

Sincerely,

DAVID J. STUTE
Director

**State of Wisconsin
Department of Health and Family Services**

January 1998

The Honorable, The Legislature:

Pursuant to section 153.10(1), Wis. Stat., we are pleased to submit to the Governor and to the Legislature the quarterly Health Care Data Report. This report is based on hospital inpatient discharge data reported to the Office of Health Care Information by all operating general medical-surgical and specialty hospitals in Wisconsin for the second quarter of 1996.

It also contains selected ambulatory surgery utilization and charge data from general medical-surgical hospitals and freestanding ambulatory surgery centers in Wisconsin during the same quarter.

This report fulfills the statutory requirement to report *“in a manner that permits comparisons among hospitals ... the charges for up to 100 health care services or diagnostic-related groups selected by the office.”*

Sincerely,

BARBARA A. RUDOLPH, Ph.D.
Deputy Director
Office of Health Care Information

**State of Wisconsin
Department of Health and Family Services**

January 1998

The Honorable, The Legislature:

Pursuant to section 153.10(1), Wis. Stat., we are pleased to submit to the Governor and to the Legislature the quarterly Health Care Data Report. This report is based on hospital inpatient discharge data reported to the Office of Health Care Information by all operating general medical-surgical and specialty hospitals in Wisconsin for the third quarter of 1996. It also contains selected ambulatory surgery utilization and charge data from general medical-surgical hospitals and freestanding ambulatory surgery centers in Wisconsin during the same quarter.

This report fulfills the statutory requirement to report *“in a manner that permits comparisons among hospitals ... the charges for up to 100 health care services or diagnostic-related groups selected by the office.”*

Sincerely,

BARBARA A. RUDOLPH, Ph.D.
Deputy Director
Office of Health Care Information

Senator Chvala, with unanimous consent, asked that all the appointments under the sixth order of business be placed before consideration of the proposals pending under the eighth order of business.

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 98-002

Relating to lie detector testing of probationers and parolees who are sex offenders.

Submitted by Department of Corrections.

Report received from Agency, March 24, 1998.

Referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**, March 26, 1998 .

Senate Clearinghouse Rule 98-010

Relating to full-time and part-time open enrollment.

Submitted by Department of Public Instruction.

Report received from Agency, March 24, 1998.

Referred to committee on **Education**, March 26, 1998.

The committee on **Insurance, Tourism and Rural Affairs** reports and recommends:

Senate Clearinghouse Rule 97-137

Relating to HIV testing procedures.

No action taken.

Senate Clearinghouse Rule 97-155

Relating to the joint effort marketing program.

No action taken.

Roger Breske
Chairperson

**State of Wisconsin
Revisor of Statutes Bureau**

April 1, 1998

To the Honorable, the Senate:

The following rules have been published:

Clearinghouse Rules	Effective Date(s)
96-166	April 1, 1998
96-192	April 1, 1998
97- 20	April 1, 1998
97- 43	April 1, 1998
97- 65	April 1, 1998
97- 82	April 1, 1998
97- 99	April 1, 1998
97-102	April 1, 1998
97-115	April 1, 1998
97-121	April 1, 1998
97-122	April 1, 1998
97-139	April 1, 1998
97-142	April 1, 1998

Sincerely,
GARY L. POULSON
Deputy Revisor

MESSAGES FROM THE ASSEMBLY

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

- Assembly Bill 137**
- Assembly Bill 163**
- Assembly Bill 362**
- Assembly Bill 482**
- Assembly Bill 492**
- Assembly Bill 498**
- Assembly Bill 500**
- Assembly Bill 567**
- Assembly Bill 639**
- Assembly Bill 671**
- Assembly Bill 701**
- Assembly Bill 712**
- Assembly Bill 719**
- Assembly Bill 724**
- Assembly Bill 732**
- Assembly Bill 733**

Assembly Bill 786
Assembly Bill 790
Assembly Bill 845
Assembly Bill 856
Assembly Bill 858
Assembly Bill 866
Assembly Bill 873
Assembly Bill 874
Assembly Bill 875
Assembly Bill 883
Assembly Bill 912
Assembly Bill 914
Assembly Bill 918
Assembly Bill 919
Assembly Bill 921
Assembly Bill 925
Assembly Bill 926
Assembly Bill 928
Assembly Bill 940
Assembly Bill 948
Assembly Bill 951
Assembly Bill 952

Adopted and asks concurrence in:

Assembly Joint Resolution 22
Assembly Joint Resolution 112
Assembly Joint Resolution 116
Assembly Joint Resolution 123
Assembly Joint Resolution 125
Assembly Joint Resolution 127
Assembly Joint Resolution 128

Concurred in:

Senate Bill 39
Senate Bill 140
Senate Bill 226
Senate Bill 262
Senate Bill 322
Senate Bill 329
Senate Bill 330
Senate Bill 333
Senate Bill 423
Senate Bill 459
Senate Bill 470
Senate Bill 494
Senate Bill 496
Senate Joint Resolution 11
Senate Joint Resolution 28
Senate Joint Resolution 33
Senate Joint Resolution 35

Senate substitute amendment 1 to **Assembly Bill 232**

Senate amendments 2 and 4 to **Assembly Bill 410**

Senate amendments 1 and 2 to **Assembly Bill 564**

Senate amendment 1 to **Assembly Bill 595**

Senate amendment 1 to **Assembly Bill 645**

Amended and concurred in as amended:

Senate Bill 18 Assembly amendment 1 adopted

Senate Bill 285 Assembly amendments 1 and 2 adopted

Senate amendment 3 to **Assembly Bill 410** Assembly amendments 1 and 2 adopted

Recedes from its position on:

Assembly amendment 23 to **Senate Bill 315**

Nonconcurred in:

Senate amendment 1 to **Assembly Bill 410**

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 137

Relating to: disclosure of certain information concerning a juvenile who has been adjudicated delinquent.

By Representatives Gard, Harsdorf, Ott, Grothman, Musser, Albers, Ziegelbauer, Porter, Brandemuehl, Ainsworth, Seratti and Underheim; cosponsored by Senators Cowles and Welch.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 163

Relating to: release of a person convicted of a misdemeanor pending appeal.

By Representatives Kreuser, Steinbrink, Huber, F. Lasee, Lazich and Musser; cosponsored by Senators Grobschmidt, Farrow, Huelsman, Weeden and Welch.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 362

Relating to: classifying county jailers as protective occupation participants for the purposes of the Wisconsin retirement system.

By Representatives Freese, Dobyms, Sykora, Turner, Schafer, Huber, Kreibich, Springer, Johnsrud, Powers, Gronemus, Brandemuehl, Meyer, Murat, M. Lehman, Boyle, Handrick, Musser, Goetsch and Ott; cosponsored by Senators Moen, Roessler, Breske, Drzewiecki, Risser, Schultz, Panzer and Wineke.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Bill 482

Relating to: providing alcohol beverages to an underage person, offering false identification purporting to show that an underage person has attained the legal drinking age and providing a penalty.

By Representatives Underheim, Turner, Ainsworth, Albers, Goetsch, Grothman, Gunderson, Hahn, Handrick, Hasenohrl, Huber, Kaufert, Kelso, F. Lasee, J. Lehman, Musser, Ott, Owens, Riley, Seratti, Skindrud and Springer; cosponsored by Senators Farrow and Roessler.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 492

Relating to: authorizing the department of natural resources to allow wetland compensatory mitigation projects and granting rule-making authority.

By Representatives Duff, Hasenohrl, Olsen, Grothman, Musser, Albers and Johnsrud; cosponsored by Senators Farrow, Welch, Weeden and Panzer, by request of Department of Natural Resources.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 498

Relating to: requiring a court appearance for certain traffic offenses.

By Representatives Hoven, M. Lehman, Ladwig, Ainsworth, Bock, Albers, Plouff, Goetsch, Grothman, Gunderson, Sykora, Urban and Powers; cosponsored by Senators Huelsman and Roessler.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 500

Relating to: protection against retaliation for reporting to any state official abuse or neglect in certain facilities, providing a cause of action and providing a penalty.

By Representatives Baldwin, Underheim, Krusick, Baumgart, Bock, Boyle, Carpenter, Dobyns, Duff, Goetsch, Gunderson, Hahn, Hanson, Hasenohrl, Hebl, Huber, Kelso, Ladwig, Lazich, Lorge, Morris-Tatum, Murat, Notestein, Olsen, Ourada, Plale, Plouff, R. Potter, Powers, Riley, Robson, Ryba, Seratti, Springer, Sykora, Turner, Wasserman, L. Young and R. Young; cosponsored by Senators Roessler, Moen, Breske, Clausing, Drzewiecki, A. Lasee, Moore, Plache, Rosenzweig and Wirch.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 567

Relating to: the furnishing of dispensing equipment by brewers and wholesalers at certain tasting events held on Class "B" premises.

By Representatives Skindrud, Duff, Grothman, Kaufert, Musser and Powers; cosponsored by Senator Rude.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 639

Relating to: prohibiting requirements that law enforcement officers meet arrest, citation or other quotas in the enforcement of state and local laws.

By Representatives Johnsrud, Musser, Hasenohrl, Schneider, Turner, Duff, R. Young, Goetsch, Olsen, Plouff, Zukowski, Seratti, Hutchison, Ryba, Kaufert, Freese, Huebsch, Meyer, Ourada, Skindrud, Gard, Robson, Gronemus, Dobyns, Riley, Hanson, Baumgart, Linton, J. Lehman, Powers, Kedzie, Ainsworth, Harsdorf, Sykora, Owens, Klusman, Lorge, Nass, M. Lehman, Schafer, Ward, Hoven, Walker, Gunderson, Albers, Underheim, Porter, Kreibich, R. Potter, Steinbrink, Kreuser, Handrick, Boyle, Reynolds, Krusick, Baldwin, Murat, F. Lasee, Ziegelbauer, Jensen, Otte and Lazich; cosponsored by Senators Moen, Jauch, Drzewiecki, A. Lasee, Farrow, Roessler, Risser, Ellis, Rude, Breske, Cowles, Zien, Adelman, Huelsman and Wineke.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 671

Relating to: increasing the time period to serve a responsive pleading.

By Representatives Green, Albers, Musser and Hasenohrl; cosponsored by Senators Huelsman, Rosenzweig and Darling.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 701

Relating to: a ban on disposal and incineration of used automotive oil filters.

By Representatives Harsdorf, Bock, Powers, Notestein, Baumgart, Olsen, Ryba, Turner, Freese, Staskunas, R. Young and Baldwin; cosponsored by Senators Burke, Cowles, Darling and Rosenzweig.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 712

Relating to: harboring or aiding juveniles who have run away or failed to appear in court and providing a penalty.

By Representatives Kelso, Murat, Huebsch, Dobyns, Jensen, Ladwig, M. Lehman, Ott, Owens, Porter, Underheim and Ryba; cosponsored by Senators Fitzgerald and Darling.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 719

Relating to: training services provided by the department of employment relations for nonstate governmental units.

By Representatives Ryba, Ainsworth, Plouff, Kelso, Vander Loop, Gronemus, Musser and Goetsch; cosponsored by Senators Drzewiecki and Roessler.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 724

Relating to: misappropriation of personal identifying information and providing a penalty.

By Representatives Schneider, Jensen, Dobyns, Krug, Gronemus, Travis, R. Young, Robson, Notestein, Staskunas, Hasenohrl, Powers, Plale, Springer, Otte, Murat, Musser, Ziegelbauer, Kaufert, Ladwig, Plouff, Wasserman, Albers, Ryba, F. Lasee, Porter, Turner, Seratti, Boyle and Hutchison; cosponsored by Senators Huelsman and Darling.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 732

Relating to: the distribution of meat from deer carcasses.

By Representatives Gronemus, Sykora, Baumgart, Musser, Zukowski, Ladwig, Grothman and Springer; cosponsored by Senators Schultz and A. Lasee.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 733

Relating to: the unauthorized release of animals, immunity from liability, affecting parole eligibility and providing a penalty.

By Representatives Gronemus, Ott, Porter, Baumgart, Ainsworth, Sykora, Musser, Urban, Brandemuehl, Ward and Gunderson; cosponsored by Senators Drzewiecki and A. Lasee.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 786

Relating to: penalties for certain traffic offenses committed where persons working on a utility facility are at risk from traffic and providing a penalty.

By Representatives Skindrud, Musser, Jensen, Ladwig, Kelso, Porter, Hahn, Ainsworth, Sykora, Seratti, Kedzie, Schafer, Klusman, Olsen, Hutchison, Jeskewitz, Hasenohrl, Plouff, Ryba and Springer; cosponsored by Senators Shibilski, Darling, Decker, Drzewiecki, Risser and Wineke.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Bill 790

Relating to: various measures affecting the state civil service.

By Representatives Vrakas, Hanson, Jensen, Vander Loop, Klusman, Turner, Duff, R. Young, Nass, Dobyns, Albers, Ott, Olsen, Powers, Hahn and Johnsrud; cosponsored by Senators Farrow, Darling, Drzewiecki and Fitzgerald.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Bill 845

Relating to: eliminating the citizens utility board.

By Representatives Duff, Grothman, Ainsworth, Albers, Brandemuehl, Goetsch, Olsen, Owens, Urban, Ward and Jensen; cosponsored by Senator Roessler.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 856

Relating to: disarming a police officer and providing a penalty.

By Representative Green; cosponsored by Senator Drzewiecki.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 858

Relating to: grants to friends groups for property development on certain properties owned by the department of natural resources.

By Representatives Hahn, Hutchison, Porter, Baumgart, M. Lehman, Brandemuehl, Kelso, Black, Kedzie, Ott, F. Lasee, Gunderson, Goetsch, Plouff, Harsdorf, Musser and Spillner; cosponsored by Senators Rude, Huelsman, Roessler and Rosenzweig.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 866

Relating to: committing a serious sex crime while infected with human immunodeficiency virus, acquired immunodeficiency syndrome or a sexually transmitted disease and providing a penalty.

By Representatives Skindrud, Jensen, Hahn, Kelso and Schafer; cosponsored by Senator Darling.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 873

Relating to: distribution of seized or confiscated fish and game to food distribution services.

By Representatives Schafer, Harsdorf, Sykora, Johnsrud, Spillner, Kreibich, Ladwig and Kelso; cosponsored by Senator Zien.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 874

Relating to: expanding the definition of sponsor for developing residential facilities that are eligible for financing by the Wisconsin Housing and Economic Development Authority.

By Representatives Schafer, Hahn, Spillner, Kreibich and Sykora.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 875

Relating to: prohibiting use of or access to the internet by persons who have committed certain crimes and who are on parole, probation or other type of supervised or conditional release.

By Representatives Schafer and Kreibich; cosponsored by Senators Zien and Fitzgerald.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 883

Relating to: information included in the annual school and school district performance reports.

By Representatives Huebsch, Ladwig, Musser, Duff, Owens, Schafer and Porter; cosponsored by Senators Darling and Farrow.

Read first time and referred to committee on **Education**.

Assembly Bill 912

Relating to: the conveyance of riparian rights to use a navigable water.

By Representatives Handrick, Hutchison, Kedzie, Nass, Notestein, Owens, Skindrud, Sykora, Urban, R. Young and Zukowski; cosponsored by Senators Breske, Weeden, Burke and Roessler.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 914

Relating to: participating employment status under the Wisconsin retirement system and the filing of certain documents by guardians of participants in the Wisconsin retirement system (suggested as remedial legislation by the department of employe trust funds).

By Law Revision Committee.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 918

Relating to: defining employes of fraternal to include retired employes and providing insurance for the spouses and minor children of employes of fraternal.

By Representatives Wieckert, Lorge and Kaufert.

Read first time and referred to committee on **Insurance, Tourism and Rural Affairs**.

Assembly Bill 919

Relating to: permitting the creation of joint local water authorities and granting rule-making authority.

By Representatives F. Lasee, Gard, Hutchison, Porter, Owens, Hoven, Ott, Ryba, Vander Loop, Green, Kelso, Ladwig, Ainsworth, Ziegelbauer and Vrakas; cosponsored by Senators Cowles, Drzewiecki, A. Lasee, Shibilski and Roessler.

Read first time and referred to committee on **Utility Regulation**.

Assembly Bill 921

Relating to: fiscal responsibilities of the department of corrections and the disposal of property belonging to prisoners and inmates under the supervision of the department of corrections; standards for delivery of health services in state correctional institutions; and discharge of persons from probation.

By Representative Goetsch; cosponsored by Senator Fitzgerald, by request of Department of Corrections.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 925

Relating to: prohibition of political contributions by foreign nationals and providing a penalty.

By Representative Jensen; cosponsored by Senator Welch.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 926

Relating to: access to records of county sheriffs, superintendents of county houses of correction and the department of corrections for coroners and medical examiners.

By Representatives Goetsch, Porter, Olsen, Dobyms, Owens, Musser, J. Lehman and Gronemus; cosponsored by Senators Fitzgerald and Roessler.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 928

Relating to: prohibiting the parking of vehicles in access aisles adjacent to parking spaces reserved for vehicles used by persons with disabilities and reports of violations of parking spaces reserved for vehicles used by persons with disabilities.

By Representatives R. Potter, Musser and Kelso; cosponsored by Senator Moen.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Bill 940

Relating to: strategic energy assessments, certification requirements applicable to certain projects proposed by public utilities, certificates of public convenience and necessity for certain electric generating facilities and high-voltage transmission lines, independent system operator or transmission owner of electric transmission system, certain out-of-state retail electric sales, ownership and operation of wholesale merchant plants, service standards for electric

generation, transmission or distribution facilities, regional transmission planning and granting rule-making authority.

By Representatives Hoven, Gard, Johnsrud, Ott, Riley and Plale; cosponsored by Senators Welch, Rude and Farrow, by request of Governor Tommy G. Thompson.

Read first time and referred to committee on **Utility Regulation**.

Assembly Bill 948

Relating to: the application process for the development zone program.

By Representatives Gard, Linton and Seratti; cosponsored by Senators Jauch, Drzewiecki and Breske.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 951

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Association of State Prosecutors for the 1997-99 biennium, covering employes in the assistant district attorneys collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

Read first time and referred to committee on **Senate Organization**.

Assembly Bill 952

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 1997-99 biennium, covering employes in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

Read first time and referred to committee on **Senate Organization**.

Assembly Joint Resolution 22

Relating to: directing the joint committee on legislative organization to request that each member of the Wisconsin delegation to the U.S. Congress appear at least once during the 1997-98 session before a joint session of the Wisconsin legislature.

By Representatives Schneider, Gronemus, Williams, Murat, Albers, Goetsch, Olsen, Musser, Green, Lazich and Plale; cosponsored by Senators Wirch and Schultz.

Read and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Joint Resolution 112

Relating to: proclaiming May 15, 16 and 17, 1998, Syttende Mai Weekend.

By Representatives Johnsrud, Skindrud, Underheim, Bock, Ward, Hasenohrl, Gronemus, R. Young, Owens, Dobyms, Krug, Turner, Murat, Grothman, Baldwin, Urban, Notestein, Hahn, Musser, Ott, Walker, Olsen and Hebl; cosponsored by Senators Rude, Wineke, Zien, Farrow, Breske, Drzewiecki, Moen, Huelsman and Burke.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 116

Relating to: fully funding the social security system.

By Representatives Plale, Jensen, Albers, Baldwin, Black, Gard, Green, Hahn, Handrick, Hanson, Hasenohrl, Huber, Jeskewitz, Kelso, Ladwig, Musser, Otte, Owens, Plouff, R. Potter, Ryba, Spillner, Springer, Staskunas, Sykora, Turner, Urban, Vander Loop, Walker and Ward; cosponsored by Senators Farrow and Breske.

Read and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Joint Resolution 123

Relating to: honoring the life of Ray Nitschke

By Representatives Huebsch, Ryba, Gard, Walker, Boyle, F. Lasee, Ott, Duff, Bock, Vrakas, Spillner, Otte, Wood, Freese, Owens, Hoven, Ourada, Harsdorf, Brandemuehl, Turner, Dobyms, Klusman, Kelso, Kreuser, Underheim, Musser, Huber, Goetsch, Jeskewitz, Sykora, Krug, Plale, Kreibich, Porter, Handrick, Kedzie, Ainsworth, Springer and Gronemus; cosponsored by Senators Drzewiecki, Plache, Farrow, Jauch, Cowles, Fitzgerald, Wineke, A. Lasee, Rosenzweig, Schultz, Moen, Grobschmidt, George, Breske, Huelsman, Weeden and Wirch.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 125

Relating to: honoring the 1998 U.S. women's Olympic team members who have ties to Wisconsin.

By Representative Hanson.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 127

Relating to: the life and public service of Curtis McKay.

By Representatives Hoven, Otte, Grothman, Baumgart and Lorge; cosponsored by Senators Panzer and C. Potter.

Read.

Considered as privileged and taken up.

Concurred in by unanimous rising vote.

Senator Welch, with unanimous consent, asked that all members of the senate be added as cosponsors of **Assembly Joint Resolution 127**.

Assembly Joint Resolution 128

Relating to: commending the University of Wisconsin-Platteville men's basketball team.

By Representatives Brandemuehl, Ward, Freese, Powers, Albers, Baldwin, Boyle, Dobyms, Goetsch, Johnsrud, Musser, Ott, Spillner, Staskunas and Steinbrink; cosponsored by Senators Schultz, Breske, Burke, Drzewiecki, Grobschmidt, Jauch, Shibilski, Weeden and Wirch.

Read and referred to committee on **Senate Organization**.

Senator Plache, with unanimous consent, asked that the Senate recess until 1:42 P.M.

10:38 A.M.

RECESS

1:42 P.M.

The Senate reconvened.

Senator Risser in the chair.

EXECUTIVE COMMUNICATIONS

Senator Burke, with unanimous consent, asked that all of the appointments be taken up en masse.

BARNARD, CHARLES P., of Menomonie, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2000.

Read.

BOHEN, MARY LOU, of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2001.

Read.

BRANDAU, ROBERT R., of Wilton, as a member of the Auctioneer Board, to serve for the term ending May 1, 2002.

Read.

CLARK, FREDERIC A., of Poynette, as a member of the Lower Wisconsin State Riverway Board, to serve for the interim term ending May 1, 2000.

Read.

FICKS, JUDITH E., of Mequon, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2002.

Read.

GABOWER, VIVIAN, of Mauston, as a member of the Land Information Board, to serve for the interim term ending May 1, 2003.

Read.

GILL, WILBER G., of Oconomowoc, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2002.

Read.

KELL, SUSAN A., of Madison, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2002.

Read.

LINDGREN, RUTH E., of Whitewater, as a member of the Board of Nursing, to serve for the term ending July 1, 2002.

Read.

SCHIMMING, BRIAN A., of Fitchburg, as Executive Secretary of the Wisconsin Conservation Corps Board, to serve for the term ending at the pleasure of the Governor.

Read.

UPHOFF, ROBERT, of Dunn, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2000.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – None.

Absent or not voting – None.

Confirmed.

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Senate Bill 335

Relating to: evaluating proposed major highway projects; adjustments to appropriations of the department of transportation to reflect federal highway aid changes; joint committee on finance approval of any plan for the expenditure of income augmentation funds for any purpose other than augmenting federal revenues; agreement between the department of natural resources and Indian tribes or bands concerning the issuing of fishing or hunting approvals or the registration of all-terrain vehicles, boats or snowmobiles; a study on paving state bicycle trails; adjustment of agricultural chemical cleanup surcharges; and requiring the exercise of rule-making authority.

Read.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 335** be concurred in?

Concurred in.

Senator George, with unanimous consent, asked that **Assembly Bill 410** be placed at the foot of the 11th order of business on the calendar of March 26, 1998.

**SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS**

Senate Bill 59

Relating to: classifying state probation and parole officers as protective occupation participants for the purposes of the Wisconsin retirement system.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 59** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that **Senate Bill 59** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Senator Cowles objected.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Bill 59**.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Bill 489**.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Bill 499**.

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 638**.

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 675**.

Senate Bill 96

Relating to: homicide by intoxicated use of a vehicle and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that final the bill be considered for final action at this time.

Senator George, with unanimous consent, asked that final consideration of **Senate Bill 96** be placed after consideration of **Senate Bill 492**.

Senate Bill 471

Relating to: protection against retaliation for reporting to any state official abuse or neglect in certain facilities, providing a cause of action and providing a penalty.

Read a second time.

Senator Moen, with unanimous consent, asked that **Senate Bill 471** be laid on the table.

Senator Moen, with unanimous consent, asked that **Assembly Bill 500** be withdrawn from the committee on **Economic Development, Housing and Government Operations** and taken up at this time.

Assembly Bill 500

Relating to: protection against retaliation for reporting to any state official abuse or neglect in certain facilities, providing a cause of action and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 500

Read a third time and concurred in.

Senate Bill 480

Relating to: neonatal intensive care unit training grants, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 480** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that **Senate Bill 480** be withdrawn from the joint committee on **Finance** and taken up at this time.

Senator Ellis objected.

Senate Bill 489

Relating to: funding for railroad crossing protection improvements and making an appropriation.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 489** be referred to the Joint Committee on **Finance**.

Senate Bill 492

Relating to: the powers of full-time court commissioners.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Senate Bill 492** be laid on the table.

Senator George objected.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 443** be withdrawn from the committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Senator George objected.

Senate Bill 492

Relating to: the powers of full-time court commissioners.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senator George objected.

Senator Chvala moved that the rules be suspended.

Senator George, with unanimous consent, asked that **Senate Bill 318** be taken up at this time.

Senator Ellis objected.

Senator Ellis, with unanimous consent, asked that the Senate recess until 4:35 P.M..

3:00 P.M.

RECESS

4:35 P.M.

The Senate reconvened.
Senator Risser in the chair.

Senator George, with unanimous consent, asked that **Senate Bill 248** be withdrawn from the committee on **Education** and taken up at this time.

Senator Chvala objected.

Senator George, with unanimous consent, asked that **Assembly Bill 581** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Rude, with unanimous consent, asked that the Senate stand informal until 4:57 P.M..

4:50 P.M.

STAND INFORMAL

4:57 P.M.

The Senate reconvened.
Senator Risser in the chair.

Senator Ellis objects.

Senator George, with unanimous consent, asked that **Senate Bill 454** be withdrawn from the joint committee on **Finance** and taken up at this time.

Senator Chvala objected.

Senator George, with unanimous consent, asked that **Senate Bill 419** be withdrawn from the joint committee on **Finance** and taken up at this time.

Senator Chvala objected.

Senator George, with unanimous consent, asked that **Senate Bill 7** be withdrawn from the joint committee on **Finance** and taken up at this time.

Senator Chvala objected.

Senator George, with unanimous consent, asked that **Senate Bill 508** be withdrawn from the committee on **Labor, Transportation and Financial Institution** and taken up at this time.

Senator Burke objected.

QUORUM CALL

Senator George called the attention of the Chair to the possible lack of a quorum.

The roll was called and the following Senators answered to their names:

Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Absent – None.

Absent with leave – None.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 443** be withdrawn from the committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Senator George objected.

The question was: Shall the rules be suspended and **Senate Bill 492** be given its third reading?

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 29.

Noes – Senators Breske, George and Wineke – 3.

Absent or not voting – None.

Rules Suspended.

Senator George moved that **Senate Bill 492** be laid on the table.

The question was: Shall **Senate Bill 492** be laid on the table?

Tabling refused.

Senator George moved that **Senate Bill 492** be referred to the committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

The question was: Shall **Senate Bill 492** be referred to the committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**?

The ayes and noes were demanded and the vote was: ayes, 5; noes, 27; absent or not voting, 0; as follows:

Ayes – Senators Breske, George, Moore, Schultz and Wineke – 5.

Noes – Senators Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Shibilski, Weeden, Welch, Wirch and Zien – 27.

Absent or not voting – None.

Referral Refused.

Senator Wineke, with unanimous consent, asked that **Senate Bill 5** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Moen objected.

Senator Wineke, with unanimous consent, asked that **Senate Bill 13** be withdrawn from the committee on **Economic Development, Housing and Government Operations** and taken up at this time.

The Chair ruled that this was not a proper motion at this time.

Senator George moved that **Senate Bill 492** be placed at the foot of the calendar of March 26, 1998.

The question was: Shall **Senate Bill 492** be placed at the foot of the calendar of March 26, 1998?

The ayes and noes were demanded and the vote was: ayes, 2; noes, 29; absent or not voting, 1; as follows:

Ayes – Senators George and Wineke – 2.

Noes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 29.

Absent or not voting – Senator Ellis – 1.

Refused to be placed at the foot of the calendar of March 26, 1998.

Senate Bill 492

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Shibilski, Weeden, Welch, Wirch and Zien – 27.

Noes – Senators Breske, George, Moore, Schultz and Wineke – 5.

Absent or not voting – None.

Passed.

Senate Bill 96

Relating to: homicide by intoxicated use of a vehicle and providing a penalty.

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 499

Relating to: funding for the statewide immunization program and making an appropriation.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 499** be referred to the Joint Committee on **Finance**.

Senate Bill 501

Relating to: permitting the creation of joint local water authorities and granting rule-making authority.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Senate Bill 501** be laid on the table.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 919** be withdrawn from the committee on **Utility Regulation** and taken up at this time.

Assembly Bill 919

Relating to: permitting the creation of joint local water authorities and granting rule-making authority.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 919

Read a third time and concurred in.

Senate Bill 510

Relating to: defining employes of fraternal organizations to include retired employes and providing insurance for the spouses and minor children of employes of fraternal organizations.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Senate Bill 510** be laid on the table.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 918** be withdrawn from the committee on **Insurance, Tourism and Rural Affairs** and taken up at this time.

Assembly Bill 918

Relating to: defining employes of fraternal organizations to include retired employes and providing insurance for the spouses and minor children of employes of fraternal organizations.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 918

Read a third time and concurred in.

Senate Bill 520

Relating to: disciplinary procedures for certain local law enforcement officers.

Read a second time.

Senate amendment 1 to **Senate Bill 520** offered by Senators Weeden and Welch.

Senator Huelsman, with unanimous consent, asked that **Senate Bill 520** be placed at the foot of the 12th order of business on the calendar of March 26, 1998.

Assembly Bill 410

Relating to: original adult court jurisdiction over a juvenile who is alleged to have attempted or committed a violation of any state criminal law if that violation may be joined with an alleged assault, battery, homicide or attempted homicide over which the adult court has original jurisdiction, the elimination of reverse waiver for a juvenile who is once waived always waived, the imposition of a juvenile adjudication and disposition by an adult court on a juvenile who has been found to have committed a lesser offense, the financial ability of a juvenile, either alone or with the assistance of a parent with custody of the juvenile, to make restitution for any damage or injury resulting from the juvenile's act or to pay a forfeiture imposed on the juvenile, sanctions for a juvenile in need of protection or services based on habitual truancy or being a school dropout who violates a condition of his or her dispositional order and sanctions for contempt of court by a juvenile who violates a condition of his or her dispositional order, the rules of evidence at postdispositional hearings under the juvenile justice code and the disclosure of juvenile court records to other juvenile courts for the purposes of preparing a presentence investigation, determining custody of a juvenile, setting bail, impeaching a witness and determining whether a juvenile who would otherwise be an heir has intentionally killed the decedent.

Read.

The question was: Shall Assembly amendment 1 to Senate amendment 3 to **Assembly Bill 410** be concurred in?

Concurred in.

The question was: Shall Assembly amendment 2 to Senate amendment 3 to **Assembly Bill 410** be concurred in?

Concurred in.

The question was: Shall the Senate adhere to its position on Senate amendment 1 to **Assembly Bill 410**?

The ayes and noes were demanded and the vote was: ayes, 3; noes, 28; absent or not voting, 1; as follows:

Ayes – Senators Drzewiecki, George and Moore – 3.

Noes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 28.

Absent or not voting – Senator Jauch – 1.

Refused to adhere to its position on Senate amendment 1.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Joint Resolution 114

Relating to: the life and public service of Bernard Mathiowetz.

Read.

Concurred in by unanimous rising vote.

Senator Wineke, with unanimous consent, asked that **Assembly Bill 220** be placed at the foot of the twelfth order of business on the calendar of March 26, 1998.

Senator Drzewiecki objected.

Senator Wineke, with unanimous consent, asked that the Senate stand informal until 7:16 P.M..

7:03 P.M.

STAND INFORMAL

7:16 P.M.

The Senate reconvened.

Senator Risser in the chair.

QUORUM CALL

Senator George called the attention of the Chair to the possible lack of a quorum.

The roll was called and the following Senators answered to their names:

Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Absent – None.

Absent with leave – None.

Senator Wineke, with unanimous consent, asked that **Assembly Bill 220** be considered for action at this time.

Assembly Bill 220

Relating to: prohibiting performance of certain partial-birth abortions and providing a penalty.

Read a second time.

Senate amendment 1 to **Assembly Bill 220** offered by Senators Wineke, Risser, Jauch and Moore.

QUORUM CALL

Senator Wineke called the attention of the Chair to the possible lack of a quorum.

The roll was called and the following Senators answered to their names:

Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Absent – None.

Absent with leave – None.

Senator Fitzgerald moved that Senate amendment 1 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 23.

Noes – Senators Chvala, Clausing, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 9.

Absent or not voting – None.

Tabled.

Senate amendment 2 to **Assembly Bill 220** offered by Senator Wirch.

Senator Fitzgerald moved that Senate amendment 2 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 2 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 22.

Noes – Senators Chvala, Clausing, Decker, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 10.

Absent or not voting – None.

Tabled.

Senate amendment 3 to **Assembly Bill 220** offered by Senators Moore and Wineke.

Senate amendment 4 to **Assembly Bill 220** offered by Senators Moore and Wineke.

Senate amendment 5 to **Assembly Bill 220** offered by Senator Moore.

Senate amendment 6 to **Assembly Bill 220** offered by Senator Moore.

Senate amendment 7 to **Assembly Bill 220** offered by Senator Moore.

Senate amendment 8 to **Assembly Bill 220** offered by Senator Moore.

Senator Moore, with unanimous consent, asked that Senate amendment 6 be considered for action at this time.

Senator Fitzgerald moved that Senate amendment 6 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 6 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 22.

Noes – Senators Chvala, Clausing, Decker, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 10.

Absent or not voting – None.

Tabled.

Senator Moore, with unanimous consent, asked that the Senate stand informal until 9:01 P.M..

8:55 P.M.

STAND INFORMAL

9:01 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Moore, with unanimous consent, asked that Senate amendment 7 be considered for action at this time.

Senator Fitzgerald moved that Senate amendment 7 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 7 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 22.

Noes – Senators Chvala, Clausing, Decker, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 10.

Absent or not voting – None.

Tabled.

Senator Moore, with unanimous consent, asked that Senate amendment 5 be considered for action at this time.

Senator Fitzgerald moved that Senate amendment 5 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 5 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 23.

Noes – Senators Chvala, Clausing, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 9.

Absent or not voting – None.

Tabled.

Senator Moore, with unanimous consent, asked that Senate amendment 3 be considered for action at this time.

Senator Fitzgerald moved that Senate amendment 3 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 3 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 22.

Noes – Senators Chvala, Clausing, Decker, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 10.

Absent or not voting – None.

Tabled.

Senator Moore, with unanimous consent, asked that Senate amendment 4 be considered for action at this time.

Senator Fitzgerald moved that Senate amendment 4 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 4 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 22.

Noes – Senators Chvala, Clausing, Decker, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 10.

Absent or not voting – None.

Tabled.

Senator Moore, with unanimous consent, asked that Senate amendment 8 be considered for action at this time.

Senator Fitzgerald moved that Senate amendment 8 to **Assembly Bill 220** be laid on the table.

The question was: Shall Senate amendment 8 to **Assembly Bill 220** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 23.

Noes – Senators Chvala, Clausing, George, Jauch, Moore, Plache, Risser, Wineke and Wirch – 9.

Absent or not voting – None.

Tabled.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senator George objected.

Senator Chvala moved that the rules be suspended.

Senator George moved the Senate adjourn.

The question was: Shall the Senate adjourn?

The ayes and noes were demanded and the vote was: ayes, 2; noes, 30; absent or not voting, 0; as follows:

Ayes – Senators George and Wineke – 2.

Noes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald,

Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 30.

Absent or not voting – None.

Refused adjournment.

The question was: Shall the rules be suspended and **Assembly Bill 220** be given its third reading?

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Panzer, Plache, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 28.

Noes – Senators George, Moore, Risser and Wineke – 4.

Absent or not voting – None.

Rules Suspended.

Assembly Bill 220

Read a third time and concurred in.

The Chair, with unanimous consent, asked that the Senate return to the fourth order of business.

REPORT OF COMMITTEES

The committee on **Utility Regulation** reports and recommends:

Assembly Bill 940

Relating to: strategic energy assessments, certification requirements applicable to certain projects proposed by public utilities, certificates of public convenience and necessity for certain electric generating facilities and high-voltage transmission lines, independent system operator or transmission owner of electric transmission system, certain out-of-state retail electric sales, ownership and operation of wholesale merchant plants, service standards for electric generation, transmission or distribution facilities, regional transmission planning and granting rule-making authority.

Concurrence.

Ayes, 6 – Senators Moen, Clausing, Shibilski, Rude, Welch and Farrow.

Noes, 0 – None.

Rodney Moen
Chairperson

Senator Chvala, with unanimous consent, asked that **Assembly Bill 940** be withdrawn and taken up at this time.

Assembly Bill 940

Relating to: strategic energy assessments, certification requirements applicable to certain projects proposed by public utilities, certificates of public convenience and necessity for certain electric generating facilities and high-voltage transmission lines, independent system operator or transmission owner of electric transmission system, certain out-of-state retail electric sales, ownership and operation of wholesale merchant plants, service standards for electric generation, transmission or distribution facilities, regional transmission planning and granting rule-making authority.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 940

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 31; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 31.

Noes – Senator Cowles – 1.

Absent or not voting – None.

Concurred in.

The Chair, with unanimous consent, asked that the Senate return to the twelfth order of business.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Joint Resolution 115

Relating to: proclaiming April 22 “Environmental Education Works for Wisconsin!” Day.

The question was: Shall **Assembly Joint Resolution 115** be concurred in?

Concurred in.

Assembly Joint Resolution 120

Relating to: honoring the Society of Jesus for its substantial contributions to the quality of spiritual, intellectual and cultural life in Wisconsin.

Senator Moore and George, with unanimous consent, asked to be made cosponsors of **Assembly Joint Resolution 120**.

The question was: Shall **Assembly Joint Resolution 120** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Senator Chvala, with unanimous consent, asked that the Senate return to the eighth order of business.

MESSAGES FROM THE ASSEMBLY

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 304

Assembly Bill 432

Assembly Bill 620

Assembly Bill 802

Assembly Bill 811

Assembly Bill 843

Assembly Bill 860

Assembly Bill 872

Assembly Bill 876

Assembly Bill 881

Assembly Bill 915

Adopted and asks concurrence in:

Assembly Joint Resolution 65

Assembly Joint Resolution 117

Assembly Joint Resolution 119

Concurred in:

Senate Bill 32

Senate Bill 78

Senate Bill 102

Senate Bill 181

Senate Bill 200

Senate Bill 235

Senate Bill 254

Senate Bill 257

Senate Bill 263

Senate Bill 269

Senate Bill 271

Senate Bill 319

Senate Bill 394

Senate Bill 396

Senate Bill 397

Senate Bill 400

Senate Bill 447

Senate Bill 468

Amended and concurred in as amended:

Senate Bill 25 Assembly amendment 1 adopted

Senate Bill 144 Assembly amendment 1 adopted

Senate Bill 313 Assembly substitute amendment 1 adopted

Senate Bill 351 Assembly amendment 1 adopted

Senate Bill 360 Assembly amendment 1 adopted

Senate Bill 365 Assembly amendment 1 adopted

Senate Bill 490 Assembly substitute amendment 1 adopted

Senate Bill 495 Assembly amendment 1 adopted

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 304

Relating to: procedures to create a school district out of the territory of one or more existing school districts and information provided to persons filing a petition for a referendum on the detachment of large territory from one school district and its attachment to another school district.

By Representatives Olsen, Jeskewitz, Albers, Duff, Grothman, Hahn, Huebsch, Jensen, M. Lehman, Ott and Owens; cosponsored by Senators Darling, Huelsman, Schultz and Welch.

Read first time and referred to committee on **Education**.

Assembly Bill 432

Relating to: licensing and community oversight of child welfare agencies, group homes and community-based residential facilities and granting rule-making authority.

By Representatives Huber, Walker, Gard, Hanson, Rutkowski, Goetsch, Duff, Gunderson, Urban, Ziegelbauer,

Kelso, Olsen, Ryba, Boyle, Musser and Springer; cosponsored by Senators Rosenzweig, Decker, Darling, Roessler, Breske, Huelsman, Farrow and Plache.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 620

Relating to: prohibiting the use of the real estate foreclosure process for certain types of defaults.

By Representatives Rutkowski, Bock, Plouff and R. Young; cosponsored by Senators Plache and Farrow.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 802

Relating to: exempting wood harvesting slashers from vehicle registration and granting rule-making authority.

By Representatives Ourada, Boyle, Seratti and Handrick; cosponsored by Senators Jauch and Breske.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Bill 811

Relating to: the authorization, use and verification of digital signatures, licensure and regulation of certification authorities, granting rule-making authority and making an appropriation.

By Representatives Jensen, Hutchison, Schneider, F. Lasee, Owens, Hanson, Albers, Goetsch, Porter, Meyer, Sykora, Schafer, Kelso, Otte, Travis, Duff, Plale, Powers, Green, Spillner, Ott, Grothman and Springer; cosponsored by Senators Panzer, Rosenzweig, Farrow and Cowles.

Read first time and referred to joint committee on **Information Policy**.

Assembly Bill 843

Relating to: security interests in growing crops.

By Representatives Ainsworth, Albers, Brandemuehl, Freese, Goetsch, Gronemus, Grothman, Hahn, Hutchison, Klusman, Musser, Nass, Olsen, Ott, Owens, Plouff, Springer and Sykora; cosponsored by Senators Farrow and Breske.

Read first time and referred to committee on **Agriculture and Environmental Resources**.

Assembly Bill 860

Relating to: participation by institutions of higher education in the academic excellence higher education scholarship program and clarifying the required grade point average for academic excellence higher education scholarships (suggested as remedial legislation by the higher educational aids board).

By Law Revision Committee.

Read first time and referred to committee on **Education**.

Assembly Bill 872

Relating to: charging a tenant for a credit check, presumption that tenant caused damage, allowing plaintiffs to remove and store property under a writ of restitution and providing a penalty.

By Representatives Grothman, Wasserman, Albers, Duff, Goetsch, Handrick, Kedzie, F. Lasee, Nass, Seratti, Staskunas, Walker, Ward, Ziegelbauer and Zukowski; cosponsored by Senators Weeden, Rosenzweig, Roessler, Farrow and Welch.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 876

Relating to: a statutory rape prosecution pilot program and making an appropriation.

By Representatives Spillner, Albers, Kelso, Olsen, Schafer, Sykora, Dobyms and Huebsch; cosponsored by Senators Welch and Fitzgerald.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 881

Relating to: prohibiting browsing of taxpayer information and providing a penalty.

By Representatives Sykora, F. Lasee, Spillner, Schafer, Porter, Ainsworth, Musser and Green; cosponsored by Senator A. Lasee.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 915

Relating to: eliminating outdated references to certificates of registration to practice audiology and speech–language pathology, and replacing the term “hearing aid” with “hearing instrument”; eliminating outdated references to transitional appraiser licenses; exempting certain persons who assist occupational therapists from licensure and certification requirements; use of titles and representations regarding Wisconsin registered interior designers by firms, partnerships and corporations; continuing education requirements for physicians and podiatrists; allowing the optometry examining board to deny, limit, suspend or revoke a certificate authorizing an optometrist to use topical ocular diagnostic or therapeutic pharmaceutical agents or to remove foreign bodies from an eye, and continuing education requirements for optometrists certified to use therapeutic pharmaceutical agents or to remove foreign bodies from an eye; and public accountants practicing under a certificate of authority and qualifications for applicants for a certificate as a certified public accountant (suggested as remedial legislation by the department of regulation and licensing).

By Law Revision Committee.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Joint Resolution 65

Relating to: memorializing Congress to enact legislation to facilitate the development and approval of new drugs, biological products and medical devices.

By Representatives Johnsrud, Kunicki, Brandemuehl, Jensen, Goetsch, Duff, F. Lasee, Urban, Sykora, Kreibich, Lazich, Hahn, Zukowski, Klusman and Ott; cosponsored by Senators Rude, Roessler and Rosenzweig.

Read and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Joint Resolution 117

Relating to: commending Harry Caray for his accomplishments as a baseball announcer and expressing grief at his death.

By Representatives Plale, Steinbrink, Kreuser, Porter, Bock, Boyle, Brandemuehl, Cogg, Cullen, Dobyms, Gard, Gronemus, Hanson, Harsdorf, Huebsch, Johnsrud, Kelso, J. Lehman, Lorge, Otte, Owens, Robson, Ryba, Spillner, Vander Loop, Walker and Zukowski; cosponsored by Senators Wirch, Burke, Cowles, George, Moen, Rosenzweig, Weeden and Farrow, by request of Former State Senator Joseph Andrea.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 119

Relating to: proclaiming Cesky Den.

By Representatives Johnsrud, Porter, R. Young, Ladwig, Ryba, Dobyms, Turner, Gronemus, Ward, Owens, Bock and Walker; cosponsored by Senators Chvala, Rude, Drzewiecki, Zien, Burke, Moen, Schultz and Grobschmidt.

Read and referred to committee on **Senate Organization**.

Senator Chvala, with unanimous consent, asked that **Assembly Joint Resolution 117** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 117

Relating to: commending Harry Caray for his accomplishments as a baseball announcer and expressing grief at his death.

Read.

The question was: Shall **Assembly Joint Resolution 117** be concurred in?

Concurred in.

The Chair, with unanimous consent, asked that the Senate return to the twelfth order of business.

**SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS**

Assembly Bill 12

Relating to: public comments at meetings of governmental bodies.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 12

Read a third time and concurred in.

Assembly Bill 44

Relating to: the authority of towns and town sanitary districts to levy special assessments for water and sewage systems on certain farmland and the methods used by cities, villages, towns and metropolitan sewerage districts to finance sewerage projects.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 44

Read a third time and concurred in.

Assembly Bill 189

Relating to: exposing a child to harmful descriptions or narrations and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 189

Read a third time and concurred in.

Assembly Bill 285

Relating to: the method of determining reductions in general transportation aids for late filing of applications for such aid.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 285

Read a third time and concurred in.

Assembly Bill 483

Relating to: allowing the department of transportation to contract with public utilities and rural electric cooperative associations for cooperative acquisition, development or maintenance of jointly used rights-of-way.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 483

Read a third time and concurred in.

Assembly Bill 491

Relating to: deductions from the sales price of property that is sold because of delinquent property taxes.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 491

Read a third time and concurred in.

Assembly Bill 513

Relating to: the licensing of motor vehicle dealers and salespersons, sales finance companies and motor vehicle salvage dealers and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 513

Read a third time and concurred in.

Assembly Bill 553

Relating to: the adoption of the Uniform Unincorporated Nonprofit Association Act; the authority of nonprofit associations to acquire, hold and transfer property; the liability of nonprofit associations and their members; and the ability of nonprofit associations to sue and to be sued.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 553

Read a third time and concurred in.

Assembly Bill 585

Relating to: humane officers, the custody and disposition of animals, making an appropriation and providing a penalty.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 585** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 585** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Senate amendment 1 to **Assembly Bill 585** offered by Senator Decker.

Senator Rude moved rejection of Senate amendment 1 to **Assembly Bill 585**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 585**?

Rejected.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 585

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausung, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 602

Relating to: kinship care, creating a long-term kinship care program and making appropriations.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 602** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 602** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 602

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausung, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 611

Relating to: liability for damages caused by dogs used to perform law enforcement functions.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senator George, with unanimous consent, asked that **Assembly Bill 611** be referred to the committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

The question was: Shall **Assembly Bill 611** be referred to the committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**?

Referral Refused.

Assembly Bill 611

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Burke, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 28.

Noes – Senators Breske, Chvala, George and Moore – 4.

Absent or not voting – None.

Concurred in.

Assembly Bill 638

Relating to: creating a statewide trauma care system, granting rule-making authority and making an appropriation.

Read a second time.

Senator Cowles, with unanimous consent, asked that **Assembly Bill 638** be referred to the Joint Committee on **Finance**.

Senator Schultz objected.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 638

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 31.

Noes – Senator Cowles – 1.

Absent or not voting – None.

Concurred in.

Assembly Bill 646

Relating to: the regulation of hunting, fishing and trapping and the management of wild animals by local governmental units.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 646

Read a third time and concurred in.

Assembly Bill 675

Relating to: coverage of, and prohibiting requiring prior authorization for, treatment of an emergency medical condition.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 675

Read a third time and concurred in.

Assembly Bill 736

Relating to: various changes to hunting and fishing regulations and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 736**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 736

Read a third time and concurred in as amended.

Assembly Bill 742

Relating to: threats to cause bodily harm to a witness or to damage the property of a witness and providing penalties.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 742

Read a third time and concurred in.

Assembly Bill 864

Relating to: recodification of fish and game laws.

Read a second time.

Senate amendment 1 to **Assembly Bill 864** offered by Senator Welch.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 864**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 864

Read a third time and concurred in as amended.

Assembly Bill 951

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Association of State Prosecutors for the 1997–99 biennium, covering employes in the assistant district attorneys collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 951

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 952

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 1997–99 biennium, covering employes in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Chvala, with unanimous consent, asked that the Senate return to the fourth order of business.

REPORT OF COMMITTEES

The committee on **Economic Development, Housing and Government Operations** reports and recommends:

Assembly Bill 914

Relating to: participating employment status under the Wisconsin retirement system and the filing of certain documents by guardians of participants in the Wisconsin retirement system (suggested as remedial legislation by the department of employe trust funds).

Concurrence.

Ayes, 4 – Senators Moore, Plache, Fitzgerald and Weeden.
Noes, 0 – None.

Assembly Bill 948

Relating to: the application process for the development zone program.

Concurrence.

Ayes, 4 – Senators Moore, Plache, Fitzgerald and Weeden.
Noes, 0 – None.

Gwendolynne Moore
Chairperson

The committee on **Judiciary, Campaign Finance Reform and Consumer Affairs** reports and recommends:

Assembly Bill 163

Relating to: release of a person convicted of a misdemeanor pending appeal.

Concurrence.

Ayes, 3 – Senators Wirch, Clausing and Huelsman.
Noes, 0 – None.

Assembly Bill 724

Relating to: misappropriation of personal identifying information and providing a penalty.

Concurrence.

Ayes, 3 – Senators Wirch, Clausing and Huelsman.
Noes, 0 – None.

Robert Wirch
Chairperson

The committee on **Labor, Transportation and Financial Institutions** reports and recommends:

Assembly Bill 928

Relating to: prohibiting the parking of vehicles in access aisles adjacent to parking spaces reserved for vehicles used by persons with disabilities and reports of violations of parking spaces reserved for vehicles used by persons with disabilities.

Concurrence.

Ayes, 4 – Senators Plache, Moore, Decker and Zien.
Noes, 0 – None.

Kimberly Plache
Chairperson

The Chair, with unanimous consent, asked that the Senate return to the twelfth order of business.

**SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS**

Assembly Bill 952

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 1997–99 biennium, covering employes in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 29.

Noes – Senators Cowles, Darling and A. Lasee – 3.

Absent or not voting – None.

Concurred in.

Senate Bill 520

Relating to: disciplinary procedures for certain local law enforcement officers.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 520**?

Adopted.

Senate amendment 2 to **Senate Bill 520** offered by Senator Huelsman.

Senator Welch moved rejection of Senate amendment 2 to **Senate Bill 520**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 520**?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Jauch, Moen, C. Potter, Schultz, Shibilski, Welch, Wineke and Zien – 12.

Noes – Senators Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, A. Lasee, Moore, Panzer, Plache, Risser, Roessler, Rosenzweig, Rude, Weeden and Wirch – 20.

Absent or not voting – None.

Rejection refused.

The question was: Adoption of Senate amendment 2 to **Senate Bill 520**?

Adopted.

Senate amendment 3 to **Senate Bill 520** offered by Senator Huelsman.

Senator Welch moved rejection of Senate amendment 3 to **Senate Bill 520**.

The question was: Rejection of Senate amendment 3 to **Senate Bill 520**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, A. Lasee, Moen, Plache, C. Potter, Risser, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 20.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Moore, Panzer, Roessler, Rosenzweig and Rude – 12.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 520

Read a third time and passed.

Senator Chvala, with unanimous consent, asked that **Senate Bill 18** be withdrawn and taken up at this time.

Senate Bill 18

Relating to: limiting the property tax exemption for hospitals to exclude health and fitness centers.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 18** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 25** be withdrawn and taken up at this time.

Senate Bill 25

Relating to: the school aid distribution schedule.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 25** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 144** be withdrawn and taken up at this time.

Senate Bill 144

Relating to: the valuation of a state employe's accumulated sick leave credits for the payment of health insurance premiums under a group health insurance program administered by the group insurance board.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 144** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 147** be withdrawn and taken up at this time.

Senate Bill 147

Relating to: regulating water or sewer service provided to occupants of mobile home parks, providing an exemption form emergency rule procedures, granting rule-making authority and providing a penalty.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 147** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 285** be withdrawn and taken up at this time.

Senate Bill 285

Relating to: the intoxicated boating law; capacity plates on boats; certificate of number, registration and titling requirements for boats; prohibitions against falsifying boat titles and other documentation; prohibitions against operating boats using unsafe methods and in certain locations; boating safety course and certificates; emergency powers of counties over navigable waters; granting rule-making authority; and providing penalties.

Read.

Senate amendment 1 to Assembly amendment 2 to **Senate Bill 285** offered by Senator Cowles.

Senator Cowles, with unanimous consent, asked that Senate amendment 1 to Assembly amendment 2 to **Senate Bill 285** be withdrawn and returned to author.

The question was: Shall Assembly amendment 1 to **Senate Bill 285** be concurred in?

Concurred in.

The question was: Shall Assembly amendment 2 to **Senate Bill 285** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 313** be withdrawn and taken up at this time.

Senate Bill 313

Relating to: restrictions on the sale or giving away of cigarettes or tobacco products.

Read.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 313** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 351** be withdrawn and taken up at this time.

Senate Bill 351

Relating to: enforcement of interconnection agreements by the public service commission, protections for users of certain telecommunications services, granting rule-making authority and providing a penalty.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 351** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 360** be withdrawn and taken up at this time.

Senate Bill 360

Relating to: allowing brewers and alcohol beverage wholesalers to contribute money or things of value to or for the benefit of certain festivals held in 2nd class cities.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 360** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 365** be withdrawn and taken up at this time.

Senate Bill 365

Relating to: acquisition of a hospital owned by a nonprofit corporation, a city, a county, the state or the University of Wisconsin Hospitals and Clinics Authority.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 365** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 490** be withdrawn and taken up at this time.

Senate Bill 490

Relating to: Downer Woods on the campus of the University of Wisconsin–Milwaukee.

Read.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 490** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 495** be withdrawn and taken up at this time.

Senate Bill 495

Relating to: mental health crisis intervention services; requirements for a Level I local health officer; coordination by a local board of health of activities of a sanitarian; fetal death reports; access by a coroner, deputy coroner, medical examiner or medical examiner's assistant to patient health care records; confidentiality restrictions on cancer reports; service contracts under community integration programs; eliminating outdated requirements for bed assessments for nursing homes and intermediate care facilities for the mentally retarded; designation by a nursing home of a person to accept service of notice or mail; required information for licenses for nursing homes and community-based residential facilities; eliminating a date for posting notice about the long-term care ombudsman program; eliminating dates for determinations that nursing homes are institutions for mental diseases; resident rights and responsibilities for residents of nursing homes and community-based residential facilities; eliminating dates for requesting and providing information about nursing homes; evaluations of integrated services projects; matching funds requirements for participants in integrated services projects; eliminating a requirement for a plan and report on school-community alcohol and drug abuse prevention and other services; eliminating a requirement that a person investigating a report of suspected or threatened emotional abuse of a child determine that the person responsible for the emotional damage is neglecting, refusing or unable for reasons other than poverty to remedy the harm; and prohibiting an adoptive parent from moving for relief from an order granting adoption or petitioning for a rehearing of such an order (suggested as remedial legislation by the department of health and family services).

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 495** be concurred in?

Concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 914** be withdrawn and taken up at this time.

Assembly Bill 914

Relating to: participating employment status under the Wisconsin retirement system and the filing of certain documents by guardians of participants in the Wisconsin retirement system (suggested as remedial legislation by the department of employe trust funds).

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 914

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 860** be withdrawn from the committee on **Education** and taken up.

Assembly Bill 860

Relating to: participation by institutions of higher education in the academic excellence higher education scholarship program and clarifying the required grade point average for academic excellence higher education scholarships (suggested as remedial legislation by the higher educational aids board).

Read a second time.

Ordered to a third reading.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 860

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 72** be withdrawn and taken up at this time.

Assembly Bill 72

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 72

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 948** be withdrawn and taken up at this time.

Assembly Bill 948

Relating to: the application process for the development zone program.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 948

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 724** be withdrawn and taken up at this time.

Assembly Bill 724

Relating to: misappropriation of personal identifying information and providing a penalty.

Read a second time.

Senator Grobschmidt and Chvala, with unanimous consent, asked to be made cosponsors of **Assembly Bill 724**.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 724

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 671** be withdrawn and taken up at this time.

Assembly Bill 671

Relating to: increasing the time period to serve a responsive pleading.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 180** be withdrawn and taken up at this time.

Assembly Bill 180

Relating to: eligibility requirements for certain operators of school buses and requiring strobe lights on school buses.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 180

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Decker, Ellis, George, Grobschmidt, Jauch, Moen, Moore, Plache, C. Potter, Risser, Rosenzweig, Rude, Shibilski, Wineke and Wirch – 19.

Noes – Senators Cowles, Darling, Drzewiecki, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Roessler, Schultz, Weeden, Welch and Zien – 13.

Absent or not voting – None.

Concurred in.

Assembly Bill 671

Relating to: increasing the time period to serve a responsive pleading.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 671

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 31; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 31.

Noes – Senator George – 1.

Absent or not voting – None.

Concurred in.

Senator Roessler, Rosenzweig, Rude and Wirch, with unanimous consent, asked to be made cosponsors of **Assembly Bill 163**.

Senator Wirch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 724**.

Senator Panzer, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 163**.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 163** be withdrawn and taken up at this time.

Assembly Bill 163

Relating to: release of a person convicted of a misdemeanor pending appeal.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 163

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 30.

Noes – Senators George and Schultz – 2.

Absent or not voting – None.

Concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 567** be withdrawn from the committee on **Economic Development, Housing and Government Operations** and taken up at this time.

Assembly Bill 567

Relating to: the furnishing of dispensing equipment by brewers and wholesalers at certain tasting events held on Class “B” premises.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 567

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 928** be withdrawn and taken up at this time.

Assembly Bill 928

Relating to: prohibiting the parking of vehicles in access aisles adjacent to parking spaces reserved for vehicles used by persons with disabilities and reports of violations of parking spaces reserved for vehicles used by persons with disabilities.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 928

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 582** be withdrawn and taken up at this time.

Assembly Bill 582

Relating to: allowing a power of attorney for health care instrument to be used to make or refuse to make an anatomical gift and allowing a health care agent to make an anatomical gift.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 582

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 830** be withdrawn and taken up at this time.

Assembly Bill 830

Relating to: registration requirements for loan originators, mortgage bankers and mortgage brokers, providing an exemption from emergency rule procedures, granting rule-making authority and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 830

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 832** be withdrawn and taken up at this time.

Assembly Bill 832

Relating to: in-state branches of out-of-state banks; examination of state banks and trust company banks by the division of banking; action without a meeting by a bank's board of directors; dividend rights on capital stock; providing an exemption from emergency rule procedures; and granting rule-making authority.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 832

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 119** be withdrawn and taken up at this time.

Assembly Bill 119

Relating to: special distinguishing registration plates, payments to authorized special groups, granting rule-making authority and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 119**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 119

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausung, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler,

Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – None.

Absent or not voting – None.

Concurred in as amended.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 776** be withdrawn and taken up at this time.

Assembly Bill 776

Relating to: increasing the maximum amount of tuition grants awarded by the higher educational aids board.

Read a second time.

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 776**.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 776

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 797** be withdrawn and taken up at this time.

Assembly Bill 797

Relating to: investment and lending powers of savings institutions, the location of savings institution offices and the power of boards of directors of savings and loan associations to provide for pension and deferred compensation plans.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Ellis, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 918**.

Assembly Bill 797

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that all action be immediately messaged to the Assembly.

**ANNOUNCEMENTS, ADJOURNMENT
HONORS AND REMARKS UNDER SPECIAL
PRIVILEGE**

Senator Chvala, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Rob Miller of the Senate Sergeant Staff who will be leaving his position and joining the Senate Chief Clerk's Office.

Senator Wineke, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Alice Cerro the mother of one of my staff members on occasion of celebrating her 73rd Birthday.

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of three outstanding Southwestern Western Basketball teams: UW Platteville Men's Basketball Team, which last weekend won the National Title game in the NCAA Division 3 Tournament. Coach Bo Ryan and the Pioneers won their third national title since 1990. The Cuba City Boys Basketball team, which won its division at the State High School Boys Basketball tournament. The Barnveld High School Girl's Basketball Team, which won its division at the State High School Girls Basketball Tournament.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Division I Men's Basketball – Milwaukee Vincent – 3 time State Champions and Division II Men's Basketball Team Whitefish Bay.

Senator Risser, with unanimous consent, asked that when the Senate adjourn, it do so in memory of Hania Ris who died recently and will be missed by family and friends.

Senator Fitzgerald, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Brennan Fitzgerald who was 7 years old on the 22nd of March.

Senator Fitzgerald, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Randolph Rockets Division Four Championship.

ADJOURNMENT

Senator Chvala, with unanimous consent, asked that the Senate adjourn until pursuant to Senate Joint Resolution 1.

Adjourned.

12:45 A.M.